

THURSDAY, FEBRUARY 17, 1994

SIXTY-FIFTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. John Mobley, First Christian Church, Shelbyville, Tennessee.

Representative Phillips led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Venable; out-of-state business.

RULES SUSPENDED

Rep. Purcell, moved to suspend the rules so that the Higher Education subcommittee could meet during session today to consider House Bill No. 2488 and if recommended out, be placed on the full Education Committee calendar for Tuesday, February 22, 1994, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 0452 -- Memorials -- Directs removal of white vinegar from cafeteria in Legislative Plaza. by *Severance.**

State and Local Government Committee.

RESOLUTIONS

Pursuant to Rule No. 17, the following resolution(s) was/were introduced and placed on the Consent Calendar for Wednesday, February 23, 1994:

House Resolution No. 0133 -- Memorials, Personal Achievement -- Jason Sholtz, Eagle Scout. by *Haley, *Shirley.

House Joint Resolution No. 0456 -- Memorials, Professional Achievement -- Dr. M. Joycelyn Elders, Surgeon General. by *Jones U, *DeBerry, *Miller, *Brown, *Armstrong, *Pruitt, *Brooks, *Turner L, *Jones R.

House Joint Resolution No. 0457 -- Memorials, Public Service -- Roy "Sonny" Ferguson. by *Phillips.

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

Pursuant to Rule No. 17, the resolution(s) listed was/were noted as being placed on the Consent Calendar for Wednesday, February 23, 1994:

Senate Joint Resolution No. 0310 -- Memorials, Public Service -- Buddy Chandler, Hickman County's Citizen of the Year.

Senate Joint Resolution No. 0311 -- Memorials, Sports -- 1993 Riverdale High School football team, TSSAA Class 5-A state runner-up.

Senate Joint Resolution No. 0312 -- Memorials, Public Service -- Robert H. Ellis, Trustee of Carter County.

Senate Joint Resolution No. 0312 -- Memorials, Congratulations -- Wilson County Fair, "Champions of Champions" award.

Senate Joint Resolution No. 0323 -- Memorials, Recognition and Thanks -- Recognizes Tennessee's employees for service during the ice storm.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2843 -- Rutherford -- Enacts new charter. Repeals Chapter 346, Acts of 1899, as amended. by *Phelan.

House Bill No. 2845 -- McKenzie -- Revises charter relative to elections and offices of mayor, councilmen and city judge. Amends Chapter 128, Private Acts of 1990. by *Herron.

House Bill No. 2846 -- Van Buren County -- Reorganizes board of school commissioners with six members and staggered four year terms. Amends Chapter 867, Private Acts of 1949, as amended. by *Rhinehart.

House Bill No. 2847 -- Montgomery County -- Establishes registration program for cats. by *Knight, *Head.

House Bill No. 2851 -- Brownsville -- Revises charter. Repeals Chapter 128, Private Acts of 1991, as amended. by *Crain.

House Bill No. 2852 -- McKenzie -- Revises charter. Amends Chapter 128, Private Acts of 1990. by *Herron.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 1750** -- Garnishments and Executions -- Increases exemption from execution, seizure or attachment for tools of trade from \$750 to \$7,500. Amends TCA 26-2-111. (HB 2145).

***Senate Bill No. 1808** -- Courts, Supreme Court of Tennessee -- Authorizes supreme court to assume jurisdiction over undecided case before intermediate appellate review if compelling public interest exists. Amends TCA 16-3-201. (HB 2274).

***Senate Bill No. 1845** -- Education -- Revises provisions concerning school searches; establishes reasonable suspicion as standard for search. Amends TCA, Title 49, Ch. 6. (HB 2231).

***Senate Bill No. 1895** -- Sunset Laws -- Review committee, June 30, 1995. Amends TCA, Title 4, Ch. 29; Title 12, Ch. 4. (HB 1942).

***Senate Bill No. 1901** -- Sunset Laws -- Professional counselors and marital and family therapists, June 30, 1996. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 22. (HB 1947).

***Senate Bill No. 1911** -- Sunset Laws -- Tennessee advisory commission on intergovernmental relations, June 30, 2002. Amends TCA, Title 4, Chs. 10, 29. (HB 1951).

THURSDAY, FEBRUARY 17, 1994 -- SIXTY-FIFTH LEGISLATIVE DAY

***Senate Bill No. 1912** -- Sunset Laws -- Tennessee auctioneer commission, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 19. (HB 1986).

***Senate Bill No. 1913** -- Sunset Laws -- Tennessee council for the hearing impaired, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 71, Ch. 4. (HB 1985).

***Senate Bill No. 1917** -- Sunset Laws -- Tennessee soybean promotion board, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 43, Ch. 20. (HB 1982).

***Senate Bill No. 1918** -- Sunset Laws -- Tombigbee waterway development authority, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 69, Ch. 9. (HB 1981).

***Senate Bill No. 1919** -- Sunset Laws -- Advisory council, Cordell Hull birthplace, June 30, 2002. Amends TCA, Title 4, Chs. 13, 29. (HB 1980).

***Senate Bill No. 1924** -- Sunset Laws -- Interagency coordination council on African-American family, June 30, 1996. Amends TCA, Title 4, Ch. 29; Title 71, Ch. 1. (HB 1975).

***Senate Bill No. 1936** -- Sunset Laws -- Home improvement commission, June 30, 1996. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 37. (HB 1974).

***Senate Bill No. 2070** -- Air Pollution -- Authorizes municipalities and counties to adopt local air pollution control ordinances that incorporate federal regulations by reference. Amends TCA 68-201-1105. (HB 2057).

***Senate Bill No. 2109** -- Marriage -- Allows former and present general sessions judges to solemnize marriage. Amends TCA, Title 36, Ch. 3. (HB 2321).

REPORTS FROM STANDING COMMITTEES

The committees that met on **Thursday, February 17, 1994**, reported the following:

REPORT OF COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for Wednesday, February 23, 1994**: House Bill(s) No(s). 2250, 2251, 1803 and 1804.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar for Wednesday, February 23, 1994**: House Bill(s) No(s). 1710, 2349 and 1770.

CONSENT CALENDAR

Rep. Purcell, seconded by Rep. Bittle, moved to suspend the rules so that House Bill No. 1792 could be placed on the Consent Calendar today, which motion prevailed.

House Resolution No. 0132 -- Memorials, Recognition and Thanks -- Jeffrey Thomas Purvis, auto racing career.

House Joint Resolution No. 0451 -- Memorials, Personal Achievement -- Persons with disabilities in Hamblen County and Rehabilitative Services, Morristown.

House Joint Resolution No. 0453 -- Memorials, Death -- LaFrona Jane Hill Gross.

House Joint Resolution No. 0454 -- Memorials, Heroism -- Terry McGuire.

Senate Joint Resolution No. 0305 -- Memorials, Death -- Dr. Parker David Elrod.

Senate Joint Resolution No. 0307 -- Memorials, Sports -- 1993 Millington Central High School football team.

Senate Joint Resolution No. 0308 -- Memorials, Public Service -- Evelyn Taylor.

Senate Joint Resolution No. 0309 -- Memorials, Recognition and Thanks -- Rev. W. M. Fields, Jr.

House Bill No. 1792 -- Jellico -- Extends terms of mayor and aldermen from two to four years. Amends Chapter 110, Private Acts of 1991.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Joint Resolution No. 454: by Rep. Fisher.

Under the rules, House Joint Resolution No. 454 was/were placed at the foot of the calendar for Wednesday, February 23, 1994.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from not voting to aye on the Consent Calendar and have this statement entered in the Journal: Rep(s). Williams (Union).

REGULAR CALENDAR

House Bill No. 1996 -- Taxes, Sales -- Clarifies application of sales and use tax to optical laboratories which manufacture prescription eyewear primarily for sale outside of Tennessee. Amends TCA 67-6-102, 67-6-316.

On motion, House Bill No. 1996 was made to conform with **Senate Bill No. 1760**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that **Senate Bill No. 1760** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance,

THURSDAY, FEBRUARY 17, 1994 -- SIXTY-FIFTH LEGISLATIVE DAY

Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 2200 -- Local Government, General -- Authorizes human resource agencies to borrow funds when such funds properly secured by grant funds receivable. Amends TCA 13-26-105.

On motion, House Bill No. 2200 was made to conform with **Senate Bill No. 1975**; the Senate Bill was substituted for the House Bill.

Rep. Rhinehart moved that **Senate Bill No. 1975** be passed on third and final consideration.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1.

Rep. Rhinehart moved that **Senate Bill No. 1975** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	3

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Allen, Chiles, Duer -- 3.

A motion to reconsider was tabled.

House Bill No. 2099 -- Taxes, Severance -- Authorizes Unicoi and Jefferson counties to levy severance tax on certain minerals. Amends TCA, Title 67, Ch. 7, Pt. 2.

On motion, House Bill No. 2099 was made to conform with **Senate Bill No. 1800**; the Senate Bill was substituted for the House Bill.

Rep. Head moved that **Senate Bill No. 1800** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	75
Noes.	17
Present and not voting.	2

Representatives voting aye were: Armstrong, Arriola, Bell, Bittle, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Hargrove, Haun, Head, Herron, Hillis, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kisber, Knight, Lewis, Liles, McDaniel, McKee, Miller, Mires, Moore, Napier, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix -- 75.

Representatives voting no were: Allen, Anderson, Boyer, Chiles, Davis, Halteman Harwell, Joyce, McAfee, Meyer, Odom, Shirley, Stamps, Stockburger, Walley, West, Williams (Union), Wood -- 17.

Representatives present and not voting were: Hassell, Windle -- 2.

A motion to reconsider was tabled.

***House Bill No. 1769** -- Highway Signs -- "Ned McWherter Bridge," S.R. 50 spanning U.S. 41A/64 between Winchester and Cowan in Franklin County.

On motion, House Bill No. 1769 was made to conform with **Senate Bill No. 1855**; the Senate Bill was substituted for the House Bill.

Rep. Rigsby moved that **Senate Bill No. 1855** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	1
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, McAfee, McDaniel, McKee, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks,

Ritchie, Robinson, Severance, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives voting no were: Shirley -- 1.

Representatives present and not voting were: Boyer -- 1.

A motion to reconsider was tabled.

***House Joint Resolution No. 0371 -- Memorials, Congress -- Urges regulation of sale of violent and offensive video games to minors.**

Rep. Gunnels moved that House Joint Resolution No. 371 be adopted.

Rep. Gunnels moved to adopt Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 371 by deleting from the caption and from the first resolving clause the words "to minors".

AND FURTHER AMEND by deleting from the fifth preamble clause the words "by our children".

AND FURTHER AMEND by deleting from the sixth preamble clause the words "to our children".

On motion, Amendment No. 1 was adopted.

On motion of Rep. Gunnels, with the request that all members voting aye be added as sponsors, **House Joint Resolution No. 371**, as amended, was adopted by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner

(Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

House Joint Resolution No. 0456 -- Memorials, Professional Achievement -- Dr. M. Joycelyn Elders, Surgeon General. by *Jones U, *DeBerry, *Miller, *Brown, *Armstrong, *Pruitt, *Brooks, *Turner L, *Jones R.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. U. Jones the resolution was adopted, with, Reps. Coffey, Walley, Gunnels, McDaniel, Duer, Williams (Union), Joyce, Stockburger, Shirley, Stamps, Ramsey, Halteman Harwell and Hassell requesting to be recorded as voting no and Rep. Hargrove as present not voting.

A motion to reconsider was tabled.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 809: Rep(s). Haley as prime sponsor(s).

House Bill No. 1072: Rep(s). Stamps as prime sponsor(s).

House Bill No. 1876: Rep(s). Haley as prime sponsor(s).

House Bill No. 1935: Rep(s). McDaniel as prime sponsor(s).

House Bill No. 1996: Rep(s). Kent as prime sponsor(s).

House Bill No. 2115: Rep(s). Haley as prime sponsor(s).

House Bill No. 2144: Rep(s). Crain, Duer, Halteman Harwell, Lewis, Meyer and Peroulas Draper as sponsor(s).

House Bill No. 2152: Rep(s). Bell as prime sponsor(s).

House Bill No. 2169: Rep(s). Hillis and Bittle as prime sponsor(s).

House Bill No. 2338: Rep(s). Bell as prime sponsor(s).

THURSDAY, FEBRUARY 17, 1994 -- SIXTY-FIFTH LEGISLATIVE DAY

House Bill No. 2427: Rep(s). Bell as prime sponsor(s).

House Bill No. 2585: Rep(s). Peroulas Draper as prime sponsor(s).

House Bill No. 2621: Rep(s). Bell as prime sponsor(s).

House Bill No. 2236: Rep(s). Pruitt as prime sponsor(s).

House Joint Resolution No. 371: Rep(s). Peroulas Draper and Turner (Hamilton) as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Duer and Rinks was/were removed as sponsor(s) of **House Bill No. 2289**.

**ENROLLED BILLS
February 17, 1994**

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 362, 438, 439 and 449.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
February 17, 1994**

The Speaker signed the following: House Joint Resolution(s) No(s). 362, 438, 439 and 449.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 17, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 325; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Joint Resolution No. 0325 -- Naming and Designating -- Police Memorial Week, May 15-21, 1994. by *Burks, *McNally, *Hamilton, *Springer, *McKnight, *Crowe, *Rochelle, *Womack, *Elsea, *Rice.**

THURSDAY, FEBRUARY 17, 1994 -- SIXTY-FIFTH LEGISLATIVE DAY

**ENGROSSED BILLS
February 17, 1994**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1792.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENGROSSED BILLS
February 17, 1994**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 456.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 17, 1994**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 236; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 17, 1994**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1792, 2357, 2385, 2416, 2445 and 2462; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ENGROSSED BILLS
February 17, 1994**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 371, 451 and 453.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENROLLED BILLS
February 17, 1994**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bills(s) No(s). 1792.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
February 17, 1994

The Speaker signed the following: House Bill(s) No(s). 1792.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
February 17, 1994

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1792; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
February 17, 1994

The following bill(s) have been transmitted to the Governor for his action: House Bill(s) No(s). 1792.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
February 17, 1994

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1817; also, Senate Joint Resolution(s) No(s). 300, 302, 303, 304 and 316; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 17, 1994

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1305; also, House Joint Resolution(s) No(s). 307, 362, 438, 439 and 449; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 17, 1994

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 440, 441 and 442; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 17, 1994

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1772, 1774, 1797, 1802, 1871, 1880, 1934, 2072, 2190, 2403, 2452, 2488, 2489, 2542, 2585 and 2634; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 1772** -- State Symbols -- Designates monarch as official state butterfly. Amends TCA, Title 4, Ch. 1, Pt. 3. by *Wright.

***Senate Bill No. 1774** -- Taxes, Real Property -- Requires state to pay penalty and interest in property tax appeal matters in certain circumstances. Amends TCA 67-5-1512. by *Womack, *Patten.

***Senate Bill No. 1797** -- Jails, Local Lock-ups -- Authorizes sheriffs to grant furloughs to misdemeanant inmates. Amends TCA, Title 41, Ch. 4, Pt. 1. by *Rochelle.

***Senate Bill No. 1802** -- Taxes, Real Property -- Permits trustee to accept partial payment of property taxes. Amends TCA 67-5-1801. by *Person, *Leatherwood, *Hamilton, *Haynes, *Harper.

***Senate Bill No. 1871** -- Election Laws -- Includes all municipalities in Davidson County under definition of "newspaper of general circulation" for publishing election notices. Amends TCA 2-1-117. by *Henry, *Haynes.

***Senate Bill No. 1880** -- Municipal Government -- Authorizes compensation for members of municipal planning commissions. Amends TCA 13-4-101. by *Haynes, *Harper.

***Senate Bill No. 1934** -- Taxes, Real Property -- Directs cities that pay one half of sharable and nonsharable local costs of reappraisal to pay cost directly to county having jurisdiction over property in fiscal year reappraisal is finalized. Amends TCA 67-5-1601. by *Atchley.

***Senate Bill No. 2072** -- Public Defenders -- Creates one additional criminal investigator position and one reader for visually impaired attorney position for 11th judicial district. Amends TCA 8-14-202. by *Crutchfield.

***Senate Bill No. 2190** -- Public Records -- Allows Bradley County to charge fee for copies of public records that have commercial value. Amends TCA 10-7-506. by *Patten.

***Senate Bill No. 2403** -- Municipal Government -- Authorizes municipal government to invest idle funds in banker acceptances and commercial paper. Amends TCA, Title 6, Ch. 56. by *McNally.

Senate Bill No. 2452 -- Purchasing -- Authorizes municipalities to purchase supplies and equipment at public auctions without public

THURSDAY, FEBRUARY 17, 1994 -- SIXTY-FIFTH LEGISLATIVE DAY

advertisement and competitive bidding. Amends TCA, Title 12, Ch. 3, Pt. 10. by *Womack.

***Senate Bill No. 2488 -- Penal and Reformatory Institutions --** Authorizes superintendents of correctional facilities to inform guards and other employees relative to inmates who are infected with contagious and infectious diseases, including HIV virus and hepatitis B. Amends TCA, Title 41. by *Womack, *Hamilton, *Crowe, *Burks, *Kyle.

***Senate Bill No. 2489 -- Budget Procedures --** Revises procedure to amend county budget in counties which have adopted Local Option Budgeting Law of 1993. Amends TCA, Title 5, Ch. 12, Pt. 2. by *Greer.

***Senate Bill No. 2542 -- Television, Cable --** Permits members of local governing body from Blount County, Alcoa and Maryville to serve as members of cable television authority established by intergovernmental agreement. by *Koella.

***Senate Bill No. 2585 -- Criminal Procedure --** Empowers county legislative bodies to designate either county executives or community corrections advisory boards to employ, supervise and terminate employees in community corrections advisory programs. Amends TCA, Title 40, Ch. 36. by *Kyle.

***Senate Bill No. 2634 -- Utilities, Utility Districts --** Authorizes health insurance coverage for members of the board of directors of municipal electric plants. Amends TCA 7-52-110. by *Womack.

SIGNED

February 17, 1994

The Speaker signed the following: Senate Bill(s) No(s). 1817; also, Senate Joint Resolution(s) No(s). 300, 302, 303 and 316.

ENGROSSED BILLS

February 17, 1994

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1305; also, House Joint Resolution(s) No(s). 307, 362, 438, 439 and 449.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

February 17, 1994

MR. SPEAKER: I am directed by the the Governor to return herewith: House Bill(s) No(s). 1792, with his approval.

DIANNE NEAL, Counsel to the Governor.

ENROLLED BILLS
February 17, 1994

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 2357, 2385, 2416, 2445 and 2462; House Joint Resolution(s) No(s). 236, 440, 441 and 442; also, House Resolution(s) No(s). 132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
February 17, 1994

The Speaker signed the following: House Bill(s) No(s). 2357, 2385, 2416, 2445 and 2462; House Joint Resolution(s) No(s). 236, 440, 441 and 442; also, House Resolution(s) No(s). 132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
February 17, 1994

The Speaker signed the following: Senate Joint Resolution(s) No(s). 304.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

On motion of Rep. Purcell, pursuant to Senate Joint Resolution No. 313, the House recessed until 2:00 p.m., Wednesday, February 23, 1994.